

1 FV1744
\$

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S) : Mark E. Cipolla, et al.

FOR : **CLUTCHLESS SELF-PROPELLED VACUUM
CLEANER AND NOZZLE HEIGHT
ADJUSTMENT MECHANISM THEREFORE**

SERIAL NO. : 10/339,191

FILED : January 9, 2003

EXAMINER : SNIDER, Theresa T.

ART UNIT : 1744

CONFIRMATION NO. : 3797

ATTORNEY DOCKET NO. : RYLZ 2 00970

**THIRD SUPPLEMENTAL
INFORMATION DISCLOSURE STATEMENT**

MAIL STOP AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

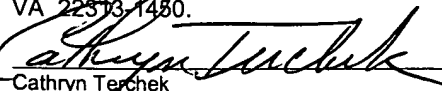
Dear Sir:

In accordance with 37 C.F.R. §§ 1.56, 1.97, 1.98 and MPEP § 609, applicant(s) submit(s) the following Disclosure Statement concerning art of which the applicant(s) is (are) aware. A copy of PTO-1449 is enclosed herewith.

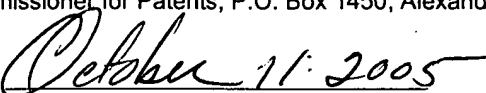
This Information Disclosure Statement should not be construed to be an admission that any information referred to herein or submitted herewith is "prior art" or is considered to be material to patentability for this invention.

CERTIFICATE OF FIRST CLASS MAILING

I hereby certify that this paper and/or fee is being deposited with the United States Postal Service as First Class Mail service and is addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


Cathryn Terchek

Date:


October 11, 2005

10/17/2005 FHETEK11 00000008 10339191

01 FC:1806

180.00 00

The United States Patent and Trademark Office OG Notice dated 12 October 2004 published a final rule revising 37 C.F.R. 1.98 dealing with the content of Disclosure Statements. Paragraph (a)(2) was revised to read in part, "A legible copy of: (i) Each foreign patent; (ii) Each publication or that portion which caused it to be listed, other than U.S. patents and U.S. patent application publications unless required by the Office." Therefore, Applicant(s) has (have) not enclosed copies of the cited U.S. patents and published patent applications with this Information Disclosure Statement.

In accordance with 37 C.F.R. §1.97(g) and (h), the filing of this Information Disclosure Statement should not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. §1.56(b) exists.

Under § 1.98(a)(3), a concise explanation of relevance is required for information that is not in the English language. Accordingly, the English language documents have no further explanation.

All of the cited and/or included documents were cited by the U.S. Patent Office in a related application(s).

Under § 1.97(c)(2), this information shall be considered if filed before the mailing date of a final action if accompanied by a fee in the amount of \$180.00 as required by §1.17(p). Accordingly, the necessary fee accompanies this Information Disclosure Statement, as set forth below.

Any payment due for the filing of this Information Disclosure Statement is authorized to be charged to a Credit Card. The appropriate form PTO-2038 is enclosed for this purpose. If the Credit Card is unable to be charged, please charge any and all fees or credit any overpayment to Deposit Account No. 06-0308.

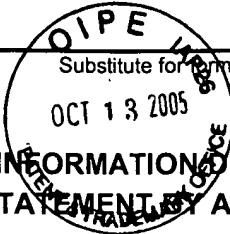
It is respectfully requested that the attached document(s) be considered and officially cited in examination of this application.

Respectfully submitted,

FAY, SHARPE, FAGAN,
MINNICH & McKEE, LLP

11 Oct 2005
Date

Jay F. Moldovanyi
Jay F. Moldovanyi, Reg. No. 29,678
1100 Superior Avenue, Seventh Floor
Cleveland, OH 44114-2579
216-861-5582

 Substitute for Form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT(S)		Complete if Known			
		Application Number	10/339,191		
		Filing Date	January 9, 2003		
		First Named Inventor	Cipolla, et al.		
		Art Unit	1744		
Examiner Name		SNIDER, Theresa T.			
Sheet 1 of 1		Attorney Docket No.	RYLZ 2 00970		
U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No.	Document No. Number-Kind Code (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	
	AA	US-1,356,663	10/1920	Spielman, Milton H.	
	AB	US-1,447,814	03/1923	Paulus, George R.	
	AC	US-3,942,604	03/1976	Black III, Charles E.	
	AD	US-4,052,767	10/1977	Dutcher, Ival G.	
	AE	US-4,111,372	09/1979	Hicks, et al.	
	AF	US-4,624,027	11/1986	Martin, Dean C.	
	AG	US-5,077,823	12/1991	Barry, et al.	
	AH	US-5,455,886	10/1995	Glenn, et al.	
	AI	US-5,831,261	11/1998	Plesko, George A	
	AJ	US-5,944,635	08/1999	Butler, Jr., James R.	
	AK	US-6,102,022	08/2000	Schave, Floyd D.	
	AL	US-6,169,258	01/2001	Roney, et al.	
	AM	US-6,741,051	05-2004	Chu, Raymond Wai Hang	
	AN	US-2004/0134020	07/2004	Conner, et al.	
	AO				
	AP				
	AQ				
FOREIGN PATENT DOCUMENTS					
Examiner Initials*	Cite No.	Foreign Patent Document Country Code-Number Kind Code (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	T
	AR				<input type="checkbox"/>
OTHER - NON PATENT LITERATURE DOCUMENTS					
Examiner Initials*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume/issue number(s), publisher, city and/or country where published			T
	AS				<input type="checkbox"/>
	AT				<input type="checkbox"/>
	AU				<input type="checkbox"/>

Examiner Signature		Date Considered	
--------------------	--	-----------------	--